

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division**

<b>In re:</b>	)	<b>Chapter 11</b>
	)	
<b>CIRCUIT CITY STORES, INC., et al.,</b>	)	<b>Case No: 08-35653-KRH</b>
	)	<b>(Jointly Administered)</b>
	)	
<b>Debtors.</b>	)	

**ORDER GRANTING LEAVE TO  
FILE INTERLOCUTORY APPEAL**

Upon (a) the Motion of the landlords listed on Exhibit A attached hereto (the “Landlords”) for leave to file an interlocutory appeal from this Court’s order docketed January 26, 2009 styled “Findings of Fact and Conclusions of Law From Hearing Held December 22, 2008 on Motion to Compel Payment of Postpetition Rent” (the “Motion”), (b) the Notice of Appeal filed substantially contemporaneously therewith, (c) the consent of the Debtor to the Motion, evidenced by the endorsement of counsel to the Debtor at the foot of this order, and (d) the Certification to Court of Appeals By All Parties, which certification was filed in the office of the clerk of this Court on February 23, 2009, and for good cause shown, it is hereby

ORDERED that the Motion is granted, and the Landlords are hereby given leave to appeal as requested in the Motion, the Court noting and acceding to the Certification to Court of Appeals on Official Form 24 filed jointly by the Landlords and Debtor Circuit City Stores, Inc., they being

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Augustus C. Epps, Jr., VSB No. 13254  
Michael D. Mueller, VSB No. 38216  
Jennifer M. McLemore, VSB No. 47164  
Noelle M. James, VSB No. 76001  
Christian & Barton, L.L.P.  
909 East Main Street, Suite 1200  
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Telephone: 804-697-4104  
Facsimile: 804-697-6104

Counsel to the Landlords listed  
on Exhibit A

all the parties to the Notice of Appeal and the Motion.

ENTER:           /       /

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United States Bankruptcy Judge

We ask for this:

/s/ Augustus C. Epps, Jr.  
Augustus C. Epps, Jr., VSB No. 13254  
Michael D. Mueller, VSB No. 38216  
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Counsel to the Landlords listed  
on Exhibit A

/s/ Douglas M. Foley by Augustus C. Epps, Jr. w/permission  
Dion W. Hayes, VSB No. 34304  
Douglas M. Foley, VSB No. 34364  
McGuireWoods LLP  
One James Center  
901 East Cary Street  
Richmond, Virginia 23219  
Telephone: 804-775-1000

Counsel to the Debtors

C E R T I F I C A T E

I hereby certify that the foregoing order has been endorsed on behalf of all necessary parties.

/s/ Augustus C. Epps, Jr. \_\_\_\_\_  
Augustus C. Epps, Jr.

**SERVICE LIST**

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**EXHIBIT A**

	<b>Landlord</b>
1.	Brighton Commercial LLC
2.	Carousel Center Company, L.P.
3.	Cedar Development Ltd.
4.	Drexel Delaware Limited Partnership
5.	Fingerlakes Crossing, LLC
6.	Generation One and Two, LP
7.	GRI-EQY (Sparkleberry Square) LLC
8.	Hamilton Crossing I, LLC
9.	Inland American Retail Management LLC
10.	Inland Commercial Property Management, Inc.
11.	Inland Continental Property Management Corp.
12.	Inland Pacific Property Services LLC
13.	Inland Southwest Management LLC
14.	Inland US Management LLC
15.	Kimco Realty Corporation
16.	La Habra Imperial, LLC
17.	Madison Waldorf LLC
18.	Myrtle Beach Farms Co., Inc.
19.	N.P. Huntsville Limited Liability Company
20.	Rancon Realty Fund IV
21.	RREEF Management Company
22.	Sangertown Square, LLC
23.	Starpoint Property Management, LLC
24.	The Macerich Company
25.	The Portland Investment Company of America
26.	The Prudential Insurance Company of America
27.	UnCommon, Ltd.